

## **In The Claims**

A complete listing of the claims is listed below with proper claim identifiers.

1. (currently amended) A shredder for shredding material, comprising:  
a housing having a cutting device to shred material;  
a receptacle positioned to receive the shredded material; and,  
a detecting device positioned below the cutting device between the cutting device  
and the receptacle, wherein the detecting device emits and detects a beam such that when  
shredded material occupies a first position within the receptacle the beam is interrupted; and  
a timer set to a predetermined period of time such that when the shredded material  
is present within the receptacle and interrupts the beam for a period longer than the  
predetermined period of time, the cutting device is deactivated and will not operate to shred  
material until the shredded material is no longer present in the path of the beam.
2. (original) The shredder of claim 1 wherein the detecting device emits an infrared beam.
3. (original) The shredder of claim 1 wherein the detecting device further comprises a light emitting diode.
4. (original) The shredder of claim 1 wherein the detecting device further comprises a laser.
5. (original) The shredder of claim 1 wherein the detecting device further comprises a light source not in a visible spectrum.
6. (cancelled).

7. (previously presented) The shredder of claim 1, wherein the predetermined period of time is between about 1 to about 30 seconds.

8. (original) The shredder of claim 1 further comprising an indicator to provide indication that the shredded material occupies a first position within the receptacle.

9. (original) The shredder of claim 8, wherein the indicator provides visual indication.

10. (original) The shredder of claim 8, wherein the indicator provides audible indication.

11. (original) The shredder of claim 1, wherein the receptacle comprises a bottom and at least one wall extending from the bottom to define an open top to receive the shredded material.

12. (currently amended) A detection apparatus that detects the presence of shredded material comprising:

a comminuting device having an egress for shredded material; and  
a detecting device that emits and detects an infrared detection beam, wherein the detecting device is positioned below the egress and is electrically connected with the comminuting device; and

a timer set to a predetermined period of time such that when the shredded material is present and interrupts the infrared detection beam for a period longer than the predetermined period of time, the comminuting device is deactivated and is then activated with the absence of shredded material in the path of the infrared detection beam.

13. (cancelled).

14. (previously presented) The bin full detection apparatus of claim 12, wherein the predetermined amount of time is between about 1 to about 30 seconds.

15. (original) The bin full detection system of claim 12 further comprising an indicator to provide indication that the shredded material has interrupted the detection beam for the predetermined amount of time.

16. (original) The bin full detection system of claim 12 further comprising a receptacle to receive the shredded material, wherein the receptacle is positioned beneath the detection beam.

17. (currently amended) In a comminuting device having an area from which comminuted material exits, the comminuting device including an egress for the comminuted material, the improvement comprising a detecting device that emits and detects a beam and is located below the egress adjacent the area from which the comminuted material exits and a timer set to a predetermined period of time so that the comminuting device is rendered inoperable when the beam is interrupted by the presence of comminuted material for a period of time greater than a predetermined period of time and is then rendered operable with the absence of comminuted material in the path of the beam.

18. (original) The comminuting device of claim 17, wherein the detecting device emits an infrared beam.

19. (original) The comminuting device of claim 17, wherein the detecting device further comprises a light emitting diode.

20. (original) The comminuting device of claim 17, wherein the detecting device further comprises a laser.